

1 PRESTON DuFAUCHARD
California Corporations Commissioner
2 MICHAEL L. PINKERTON
Deputy Commissioner
3 ALAN S. WEINGER
Lead Corporations Counsel
4 DOUGLAS M. GOODING (CA Bar No. 83518)
Senior Corporations Counsel
5 71 Stevenson Street, Ste. 2100
6 San Francisco, CA 94105-2908
7 Tel: 415/972-8548
8 Fax: 415/972-8571
Attorneys for Complainant

9
10 BEFORE THE DEPARTMENT OF CORPORATIONS
11 OF THE STATE OF CALIFORNIA
12

13 In the Matter of)	OAH CASE NO. 2008060126
14)	
15 THE CALIFORNIA CORPORATIONS)	
16 COMMISSIONER,)	
17 Complainant,)	ORDER WITHDRAWING NOTICE OF
18 v.)	INTENTION TO ISSUE ORDER
19 RICHARD A. MILLER)	
20 Respondent.)	
21)	
22)	

23
24 To: Richard A. Miller
20 East Foothill Blvd., Suite 100
25 Arcadia, CA 91006

26
27 To: Michael W. Binning, Esq.
200 Oceangate, Suite 845
28 Long Beach, CA 90802-4335

1 Please take notice that, on the basis of the Settlement Agreement previously entered into and
2 filed with the Office of Administrative Hearings, the California Corporations Commissioner hereby
3 withdraws the following notice, originally issued April 3, 2008:

4 **NOTICE OF INTENTION TO ISSUE ORDER DENYING APPLICATION FOR**
5 **INVESTMENT ADVISER CERTIFICATE PURSUANT TO CORPORATIONS CODE**
6 **SECTION 25232 AND BARRING INVESTMENT ADVISER FROM EMPLOYMENT,**
7 **MANAGEMENT OR CONTROL PURSUANT TO CORPORATIONS CODE SECTION**
8 **25232.1**

9 Respondent previously withdrew his July 2007 application for an investment adviser certificate, and
10 has agreed, as part of the Settlement Agreement, not to file another application for investment
11 adviser certificate, individually or on behalf of or as a part of any other entity or as an employee of
12 an investment adviser, for a period of 3 years from November 4, 2008.

13 Dated: December 22, 2008

14 PRESTON DuFAUCHARD
California Corporations Commissioner

15 By: _____
16 ALAN S. WEINGER
17 Lead Corporations Counsel
18 Enforcement Division
19
20
21
22
23
24
25
26
27
28